ment on the merits—either in No. 608 or No. 937, whichever the Court shall determine to be proper—at this term.

Accordingly the appellant presents to the Court all of its papers on both the petition and motion in Cause No. 608, and upon the appeal in No. 937, and prays that the Court consider and rule up on all these matters from the bench. It is further prayed that if the Court takes jurisdiction on the merits in either 608 or 937, that such cause be assigned for oral argument on Monday, April 30th, or Monday, May 7th, 1934.

Counsel for appellees have been served with copies of this motion and have been notified that it will be presented orally to the Court on Monday, April 9th, and an immediate ruling prayed, and they have been notified that if they have objections they should appear and present them at that time.

Respectfully submitted,

EDWARD C. TURNER,
ALBERT M. CALLAND,
*Counsel for Appellant.*

Columbus, Ohio, April 6th, 1934.

(4827-C)